

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY  
AVERAGE WHOLESale PRICE  
LITIGATION

)  
) MDL No. 1456  
) Master File No. 01-12257-PBS  
) Subcategory Case No. 07-12141-PBS  
)

THIS DOCUMENT RELATES TO:

)  
) Judge Patti B. Saris  
)

*State of Iowa v. Abbott Laboratories, Inc., et al.*

**[PROPOSED] ORDER OF DISMISSAL OF PLAINTIFF'S CLAIMS AGAINST BAYER  
CORPORATION AND BAYER PHARMACEUTICALS CORPORATION**

The Motion for Dismissal is hereby GRANTED. All Claims in this action against Defendants Bayer Corporation and Bayer Pharmaceuticals Corporation are dismissed with prejudice and without costs to any party.

IT IS SO ORDERED.

DATED: \_\_\_\_\_, 2010

\_\_\_\_\_  
The Honorable Patti B. Saris  
Judge